

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re application of : **Confirmation No. 5973**
Burrhus LANG et al. : Attorney Docket No. 2008_0518
Serial No.10/030,519 : Group Art Unit 3766
Filed June 5, 2002 : Examiner Mark Bockelman
MEDICAL ELECTRODE : **Mail Stop: PETITIONS**

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Appellant in the above-referenced U.S. patent application hereby petitions for revival of the application. The petition fee required under 37 CFR §1.17(m) accompanies this petition.

The entire delay in filing the required reply, in this case a brief on appeal, from the due date for the reply until the filing of this petition was unintentional. The following is noted.

A Notice of Appeal was filed by Applicant's prior attorney on July 16, 2007. Subsequently, applicant found it necessary to engage Wenderoth, Lind & Ponack, LLP, the firm of applicant's undersigned representative, to look into the application and to take over the handling of the application. A power of attorney to the attorneys of Wenderoth, Lind & Ponack, LLP was first filed on April 22, 2008, and a power of attorney was eventually accepted on August 25, 2008. Applicant's undersigned representative was then able to establish that a notice of abandonment had in fact been issued and that the status of the case is as abandoned.

The required reply, the brief on appeal, accompanies this petition.

Respectfully submitted,

Burrrhus LANG et al.

/Nils E. Pedersen/

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November 13, 2008